

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ANDREW E. ROTH,

Plaintiff,

-against-

ARMISTICE CAPITAL, LLC, ARMISTICE
CAPITAL MASTER FUND LTD., and
STEPHEN J. BOYD,

Defendants,

and

VAXART, INC.,

Nominal Defendant.

ANALISA TORRES, District Judge:

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20 Civ. 8872 (AT)

ORDER

The Court has reviewed Defendants' letter dated December 17, 2020, and Plaintiff's response. ECF Nos. 20–21. Defendants' request is GRANTED in part and DENIED in part. The conference scheduled for January 5, 2021, is ADJOURNED to **January 13, 2021, at 11:40 a.m.** By **January 6, 2021**, the parties shall submit their joint letter and case management plan. In so adjourning, the Court is not at this time ruling on the applicability of the stay provision of the Private Securities Litigation Reform Act ("PSLRA"), 15 U.S.C. § 78u-4(b)(3)(B), to this action.

The Clerk of Court is directed to terminate the motion at ECF No. 20.

SO ORDERED.

Dated: December 18, 2020
New York, New York



ANALISA TORRES
United States District Judge